IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.1675 OF 2006
IN
SUIT NO.1352 OF 2004

L.I.C. Of India ....Plaintiffs
V/s.
Smt.Vimal M. Patil ....Defendant

Mr.Vishwajit N. Sagare for the Plaintiffs.

**CORAM : S.J. VAZIFDAR, J.**
**DATED : 17TH JULY, 2007.**

**P.C.** :

1. The Plaintiffs seek leave of this Court to deposit the amounts admittedly due by them to the Defendant under a policy which is not the subject matter of this suit on the ground that they want to adjust the sum against their alleged dues in this suit.

2. The procedure adopted by way of the Notice of Motion is misconceived. There is no reason why the Court should assist the Plaintiffs in so adjusting the amounts in a suit filed by the Plaintiffs for recovery of the amounts allegedly paid in excess of the amounts due to the Defendant under another policy.

3. The Notice of Motion is dismissed.